



MAY 25 2001

Practitioner's Docket No. 00-0564.56/US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sanderson, L. Wayne §
Hayes, Jack L. §
Application No.: 09/818,975 § Group/Art Unit:
Filed: March 27, 2001 § Examiner:
For: *Loss Compensating Optical Splitter* §

Box Missing Parts

Assistant Commissioner for Patents
Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS
-- NON-PROVISIONAL PATENT APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed May 4, 2001.

A copy of the Notice to File Missing Parts of Application -- Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No Declaration or Oath was filed. Enclosed is the original Declaration or Oath for this Application.

SMALL ENTITY STATUS

III. Applicant claims small entity status. See 37 C.F.R. § 1.27.

COMPLETION FEES

IV.

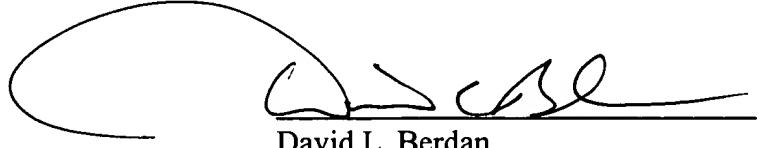
1.	Filing Fee	
	Original Patent Application (37 C.F.R. § 1.16(a))	\$355.00
2.	Fee for Claims	
	Each independent claim in excess of 3 (37 C.F.R. § 1.16(b))	\$ 80.00
3.	Surcharge Fees	
	Late payment of filing fee and/or late filing of original declaration or oath (37 C.F.R. § 1.16(e))	<u>\$ 65.00</u>

Total Completion Fees	\$500.00
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AUTHORIZATION TO CHARGE ADDITIONAL FEES

V. The Commissioner is hereby authorized to charge any additional fees required under 37 C.F.R. § 1.16 and 1.17 to Deposit Account Number 50-0686, in the name of Lanier Ford Shaver & Payne P.C.

Respectfully submitted,



David L. Berdan
Registration No. 41,614
Lanier Ford Shaver & Payne P.C.
Customer No. 021491
P.O. Box 2087
200 West Side Square, Suite 5000
Huntsville, Alabama 35804
Phone: 256-535-1100



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/818,975	03/27/2001	L. Wayne Sanderson	00-0564-56/US

CONFIRMATION NO. 9279

21491
 LANIER FORD SHAVER & PAYNE
 P O BOX 2087
 HUNTSVILLE, AL 35804

FORMALITIES LETTER



OC000000006040553

Date Mailed: 05/04/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$80.
 - \$80 for 2 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 500.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

00000032 09818975
 355.00
 80.00
 65.00
 05/30/2001 AD5HAN1
 01 FC:201
 02 FC:202
 03 FC:205



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Patent

TS Sector

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BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[X] deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: May 22, 2001

FACSIMILE

[] transmitted by facsimile to the Patent and Trademark Office.

Signature

David L. Berdan

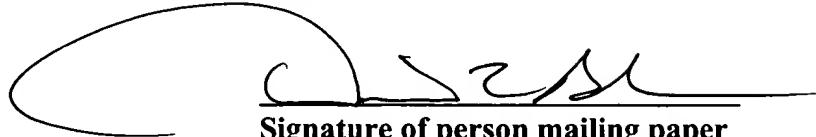
(type or print name of person certifying)

Applicant, by and through his attorney, hereby submits the following documents:

1. Fee Transmittal (w/1 copy);
2. Completion of Filing Requirements -- Non-Provisional Patent Application (with a copy of the Notice to File Missing Parts mailed May 4, 2001);
3. Declaration and Oath;
4. Statement Under 37 C.F.R. 3.73(b);
5. Copy of Assignment;
6. Power of Attorney;

8. Check in the amount of \$500.00; and
9. Return Receipt Postcard.

Respectfully submitted,
David L. Berdan
Registration No. 41,614



Signature of person mailing paper



FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT (\$500.00)

Complete if Known	
Application Number	09/818,975
Filing Date	27-Mar-2001
First Named Inventor	Sanderson L. Wayne
Examiner Name	
Group Art Unit	

Attorney Docket No. 00-0564-56/US

METHOD OF PAYMENT

The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

50-0686

Deposit Account Number

Lanier Ford Shaver & Payne PC

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

Payment Enclosed:

Check Credit Card Money Order

Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	FEE PAID
101 710	201 355	Utility filing fee	355.00
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$355.00)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	FEE PAID
20	-20**	= 0	0.00
Independent Claims 5	-3**	= 2	40.00 = 80.00

Multiple Dependent

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	2074 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$80.00)

**or number previously paid, if greater; FOR Reissues, see above

3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65 Surcharge - late filing fee or oath	65.00
127	50	227	25 Surcharge - late provisional filing fee or cover sheet	
139	130	139	130 Non-English specification	
147	2,520	147	2,520 For filing a request for ex parte reexamination	
112	920*	112	920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840* Requesting publication of SIR after Examiner action	
115	110	215	55 Extension for reply within first month	
116	390	216	195 Extension for reply within second month	
117	890	217	445 Extension for reply within third month	
118	1,390	218	695 Extension for reply within fourth month	
128	1,890	228	945 Extension for reply within fifth month	
119	310	219	155 Notice of Appeal	
120	310	220	155 Filing a brief in support of an appeal	
121	270	221	135 Request for oral hearing	
138	1,510	138	1,510 Petition to institute a public use proceeding	
140	110	240	55 Petition to revive - unavoidable	
141	1,240	242	620 Petition to revive - unintentional	
142	1,240	242	620 Utility issue fee (or reissue)	
143	440	243	220 Design issue fee	
144	600	244	300 Plant issue fee	
122	130	122	130 Petitions to the Commissioner	
123	50	123	50 Processing fee under 37 CFR 1.17 (q)	
126	180	126	180 Submission of Information Disclosure Stmt	
581	40	581	40 Recording each patent assignment per property (times number of properties)	
146	720	246	355 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355 For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355 Request for Continued Examination (RCE)	
169	900	169	900 Request for Expedited examination of a design application	
Other fee (specify)		3 additional copies of patent		

Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$65.00)

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	David L. Berdan	Registration No. (Attorney/Agent)	41,614 Telephone (256)535-1100
Signature		Date	May 22, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231